

**CLOSED – This Request for Proposal is for reference purposes only.**

# Justice Bulletin

**Montana Board of Crime Control**

*A Publication of the Montana Board of Crime Control 3075 North Montana Avenue, Helena, MT 59620-1408  
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## **Request for Proposals (RFP)**

### **#05-2 (G) Multi-jurisdictional Narcotics Enforcement Task Forces**

**Proposal Deadline: May 24, 2005 at 5:00 p.m.**

**Project Dates: July 1, 2005 to June 30, 2006**

## **I. Introduction**

The Montana Board of Crime Control is soliciting continuation proposals for existing Multi-jurisdictional Narcotics Enforcement Task Forces from agencies of government to implement Montana's anti-drug abuse strategy.

## **II. Purpose of Grant**

This RFP will assist local units of government to fund existing multi-jurisdictional drug task forces that integrate federal, state and local drug law enforcement agencies and prosecutors efforts for the purpose of enhancing interagency coordination and intelligence and facilitation of multi-jurisdictional investigation.

## **III. Eligibility**

Local agencies that already receive funding from the MBCC for multi-jurisdictional drug task forces and wish to continue their program. Expenditures made under the BYRNES grant are eligible under the JAG grant. If the SAA wishes to fund a project that will be administered by the state but benefit local governments, then this project may be considered part of the pass-through amount if each local jurisdiction that benefits voluntarily signs a waiver. This waiver must be signed by a budget authority such as a county commissioner or mayor and should certify that the local jurisdiction understands that the funds in question are set aside for local government use, believes that this program is for local benefit, and understands funding at the state level is a convenience to local government.

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### **IV. Late Applications**

The first late submittal for continuation grant applications will require appearance before the Board of Crime Control to request consideration. Second late submittal requires the application be returned and not considered during current cycle.

### **V. Budget/Match**

A cash match of 25 percent for multi-jurisdictional task forces is required. Tribes are exempt from match and for this reason cannot be the applicant agency.

### **VI. Funding Period**

Programs have 1 year in which to implement the project and use the funds awarded.

Continuation funding is considered on a year-to-year basis. Each project must submit an application every year; continuation funding is not guaranteed and the Board of Crime Control will determine the amount of each award.

### **VII. Limitations and Fund Use**

Review the following list carefully. If you have any questions, call prior to submitting your proposal.

- 1) Purchase of equipment must be incidental, integral, and necessary for the project.
- 2) Construction, in general, is prohibited.
- 3) Land acquisition is prohibited.
- 4) Supplanting is prohibited.
- 5) Consultant costs are limited to \$450 per 8-hr day without additional approval or bidding.
- 6) State rates are to be used for calculating mileage, per diem and lodging.
- 7) Indirect costs are not allowed.
- 8) Pre-agreement costs are not allowable.
- 9) Rental costs are limited to fair market value for similar facilities in your locality. Rental rates in excess of this amount will need special approval.
- 10) General salaries and personnel costs are allowable; overtime cannot exceed 10 percent of the personnel budget.
- 11) Funds may not be expended or obligated prior to July 1, 2005.
- 12) Purchase or lease of vehicles is not permitted. Mileage will be allowed at the current approved state rate.
- 13) Uniform allowances will not be permitted.
- 14) Buy money, Purchase of Evidence/Purchase of Information (referred to as PEPI or Confidential funds) no longer have a limit, but any increase over the FY 2005 award must

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come from within your budget. A line-item transfer can be requested during the project year from within your existing budget in order to increase PEPI funds. In addition, confidential funds must follow certain federal and state accounting guidelines. **Any activity using buy money must comply with federal and state guidelines, regardless of the source of the buy money and must be reported quarterly to the MBCC.**

- 15) If your agency receives less than \$500,000 per year in total federal assistance, you will not be required to arrange for an audit and may not charge audit costs to your grant. (*Note: Agencies receiving \$500,000/yr or more in total federal assistance will be required to have an audit performed in accordance with federal circular A-133. Costs for such an audit should be charged proportionately to all programs being audited.*)

*Note: Food and beverage items may be allowable if costs meet these guidelines: 1) the food and beverage are incidental to a work-related event; 2) the costs are documented and reasonable; and 3) food and beverages are not directly related to amusement and/or social events. MBCC will approve such items only if the applicant justifies the expense as a clear benefit to the grant project. The federal Office of Justice Programs discourages approval of expenses for "working lunches;" therefore, we would recommend that you **not** include such items in a request. All food and beverage items must receive prior approval from MBCC.*

### **VIII. Application Requirements**

**All successful applicants for grant award funds from MBCC must agree to the following:**

➤ Submit quarterly narrative, data and financial reports in the prescribed format according to MBCC time frames. **Quarterly reports also mean reporting all, income, Asset Seizures and Forfeitures and Buy Money Expenditures regardless of the source of the buy money.**

➤ Submit an annual report.

**Eligibility Period.** Congress has established a 48-month eligibility period for all projects except multi-jurisdictional task forces. Waiver of the 48-month limit requires that projects meet all criteria as established by the Montana Board of Crime Control.

- A) Multi-jurisdiction task forces must be comprised of law enforcement representatives from five or more counties. A reservation will count as a county. A county or reservation may belong to more than one jurisdiction.
- B) Enter into a written, annual, inter-local agreement with all participants. Law enforcement from incorporated cities within the regional boundaries must document their knowledge of the task force if they are not active participants.

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C) Include the following in a Narrative Report with the Needs Statement:

- 1) Provide a progress report for your 2004 project Goals and Objectives.
- 2) Provide an update of your “ 2004 threat assessment” and indicate how your taskforce plans to respond the threats outlined in your assessment.
- 3) Provide a report on the number of cases your taskforce has worked with HIDTA, other drug taskforces, prosecutors, tribes, and other state and federal agencies. In your report provide specific examples of the outcomes and successes of this interagency coordination and the results of each case.
- 4) Provide the number of cases your drug taskforce has referred to federal prosecutors and the number accepted for federal prosecution. If the case was rejected explain the reasons why.
- 5) Provide a description of the impact that your drug taskforce has had on drug availability, deterrence and public awareness in your area of operations and statewide.
- 6) Provide a complete disclosure of all federal, state, local and private sources of funds including forfeiture, seizure and potential future funds.
- 7) Provide a copy of your policy on expenditure of forfeiture funds.
- 8) Report on active cases and cases closed in fiscal year 2004 the following information:
  - a. Cases referred for prosecution to state and local courts and which office they were referred to,
  - b. Other crimes charged and referred for prosecution related to the drug charge,
  - c. Cases that resulted in prosecution in the above courts and the outcomes, i.e., conviction and sentencing information on each case,
  - d. The drug amounts involved in each case,
  - e. If a seizure occurred, what assets were seized and the value(s). If a forfeiture occurred, what assets were forfeited and the value(s),
  - f. The number of cases where weapons were seized relative to your investigation,
  - g. The number of drug-endangered children involved in your cases and the their disposition.
- 9) Provide letters of support from the local officials (example; schools, city and county) in the area where your taskforce operates. The letters should address the impact and outcomes of the taskforce in the effected community or county.
- 10) Sustainability plan – Each of the Multi-jurisdictional Drug Taskforces must report on their progress with implementing their sustainability plan.

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<b>IX. Special Requirements</b>
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Each of the Multi-jurisdictional Drug Task Forces will insure that it complies with the terms of the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Award Continuation Sheet, Special Condition mitigation measures.

### **SPECIAL CONDITION**

#### **Mitigation of Health, Safety, and Environmental Risks**

This special condition facilitates compliance with the provision of the National Environmental Policy Act (NEPA) relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories [hereinafter, “meth lab operations”]. No monies from this award may be obligated to support meth lab operations unless the Grantee implements this special condition.

1. Provide medical screening of personnel assigned or to be assigned by the grantee to the seizure or closure of clandestine methamphetamine laboratories;
2. Provide Occupational Safety and Health Administration (OSHA) required initial and refresher training for law enforcement officials and all other personnel assigned to either the seizure or closure of clandestine methamphetamine laboratories;
3. As determined by their specific duties, equip the personnel with OSHA required protective wear and other required safety equipment;
4. Assign properly trained personnel to prepare a comprehensive contamination report on each seized/closed laboratory;
5. Utilize qualified disposal personnel to remove all chemicals and associated glassware, equipment, and contaminated materials and wastes from the site(s) of each seized laboratory;
6. Dispose of the chemicals, equipment, and contaminated materials and wastes at properly licensed disposable facilities or, when allowable, at properly licensed recycling facilities;
7. Monitor the transport, disposal, and recycling components of subparagraphs numbered 5 and 6 immediately above in order to ensure proper compliance;
8. Have in place and implement a written agreement with the responsible State environmental agency. The Agreement must provide that the responsible State environmental agency agrees to (i) timely evaluate the environmental conditions at and around the site of a closed clandestine laboratory and (ii) coordinate with the responsible party, property owner, or others to ensure that any residual contamination is remediated, if determined necessary by the state environmental agency, and in accordance with existing State and federal requirements; and
9. Have in place and implement a written agreement with the responsible state or local service agencies to properly respond to any minor, as defined by state law, at the site. This agreement must ensure immediate response by qualified personnel who can (i) respond to the potential health needs of any minor at the site; (ii) take that minor into protective custody unless the minor is criminally involved in the meth lab activities or is subject to arrest for other criminal violations; (iii) ensure immediate medical testing for methamphetamine toxicity; and (iv) arrange for any follow-up medical tests, examinations, or health care made necessary as a result of methamphetamine toxicity.

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The Board has developed the **Montana Board of Crime Control Multi-jurisdictional Drug Task Forces Clandestine Methamphetamine Laboratories Mitigation Plan** to address this Special Condition. This plan will go into effect at the beginning of the state fiscal year after all parties have reviewed and signed an update to this plan.

### **X. Selection Process**

The staff of the MBCC will conduct an initial screening of the proposal to check for completeness of the application. The fiscal staff and program managers will summarize the grant and technical information.

The Board of Crime Control Anti-Drug Committee will review all proposals. A summary of their recommendations will be presented to the Board for final action.

### **XI. Uniform Crime Reporting**

If the grant is for a law enforcement agency, the law enforcement agency must be reporting Uniform Crime Data to the Board of Crime Control. The crime data must be compliant with the Montana Incident Based Reporting (MTIBR) standards and policy. If an agency is not yet compliant and has plans to become compliant, they may submit a Memorandum of Understanding (MOU) and the board will decide if the MOU would justify a waiver until the agency becomes compliant. Contact staff if you are unsure of your status. For more information please contact Scott Furois at (406) 444-4298 [sfurois@mt.gov](mailto:sfurois@mt.gov).

*Agencies needing crime data to complete their applications can locate that information at [www.mbcc.state.mt.us](http://www.mbcc.state.mt.us).*

### **XII. Awards & Appeals**

Immediately following the review of the applications by the Board of Crime Control Anti-Drug Committee, a notice will be sent to the applicant agencies with the recommendation that will be presented to the Board. In the case where the Board of Crime Control Anti-Drug Committee recommends a grant application for denial, the applicant may, if there are substantive reasons, appeal the recommendation to the full Board. Notice of appeal must be made in writing to the Executive Director of the Board of Crime Control at least 10 days prior to the Board meeting and a representative must appear before the Board at the next meeting.

Successful applicants will be notified immediately following the Board meeting.

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**XIII. Application Procedures**

**APPLICATION PROCEDURES**

**Who to Call for Assistance:** If you need assistance in the preparation of the application, or if you have financial questions, please contact the following staff.

<u>Fiscal</u>	<u>Phone</u>	<u>Program</u>	<u>Phone</u>
Glenda Grover	444-2085	Al Brockway	444-2078
Don Merritt	444-2076	Roland Mena	444-3615

**All 2005 Byrnes Multi-jurisdictional Drug Task Force applicants must submit their applications on a floppy disk or CD Rom, with one hard copy.**

**Deadline:** Applications for this RFP must be received no later than May 24, 2005.

**Faxing.** Faxed applications will not be accepted.

**Application Check List.** Please refer to this checklist before completing your application.

- ☐ Face Sheet
- ☐ Executive Summary
- ☐ Project Budget
- ☐ Budget Narrative
- ☐ Threat Assessment and Plan
- ☐ Narrative Addressing the Answers to VIII (C) of this RFP.
- ☐ Special Assurances and Conditions
- ☐ Inter-local Agreement with signatures
- ☐ Application Signature Page

**MBCC E-mail Address.**

[mbcc@state.mt.us](mailto:mbcc@state.mt.us)

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**Mailing Address.** Send Original Signature Page and Letters of Support to:

Montana Board of Crime Control  
3075 North Montana  
PO Box 201408  
Helena, MT 59620-1408

Applicants are strongly advised to adhere closely to all deadlines and requirements. The inability to abide by deadlines is considered to be a significant reason to recommend denial of the application

**Receipt Verification.** All applicants will be informed in writing that their application has been received and will be assigned a grant number and contact person from MBCC.

*Alternative accessible formats of this document will be provided upon request. Persons with disabilities who require this material in another format in order to participate in the Request for Proposal process should contact MBCC, 3075 North Montana Avenue, Helena, MT 59620-1408. Phone (406) 444-3604 TTY (406) 444-7099 FAX (406) 444-4722 email address: mbcc@state.mt.us*